

**IN THE EUROPEAN PATENT OFFICE**  
**AS INTERNATIONAL SEARCHING AUTHORITY**

International Application No. : PCT/IB2003/006390  
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Applicant(s) : PERFORMANCE PLANTS, INC.  
Title : HYDROXYPYRUVATE REDUCTASE NUCLEIC  
ACIDS, POLYPEPTIDES, PROMOTER ELEMENTS  
AND METHODS OF USE THEREOF IN PLANTS


European Patent Office  
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**STATEMENT ACCOMPANYING WRITTEN AND COMPUTER READABLE FORMS  
OF THE NUCLEOTIDE AND/OR AMINO ACID SEQUENCE LISTING**

Applicant hereby confirms that the enclosed nucleotide and/or amino acid sequence listing, in both written form and in computer readable form, does not go beyond the disclosure of the international application as filed and, that in accordance with PCT Rule 13ter.1(a), the written and computer readable forms are the same.

Applicant respectfully requests that a copy of this Submission be forwarded to each of the elected offices.

Respectfully submitted,

  
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